

JOHN M'CREA.

RETURN to an Order of the Honourable The House of Commons,
dated 23 February 1873 :—*for*,

COPIES " of ORDER of COURT of CHANCERY in *Ireland*, leading to WRIT of ATTACHMENT in the Case of *John M'Crea*, who was Confined to Prison for a Term of Three Years on said Writ : "

" Of this WRIT of ATTACHMENT : "

" Of any OFFICIAL CORRESPONDENCE which passed between the late Lord Chancellor, Lord *O'Hagan*, and his Lordship's Secretary, and the Solicitor who obtained the said Writ of Attachment, and the Solicitor (if any) employed in the Business of the Attachment for *John M'Crea* : "

" AND, of the ORDER of the LORDS COMMISSIONERS of the GREAT SEAL (*Ireland*) for the RELEASE of the said *John M'Crea*."

R. W. A. Holmes, Esq., to the Under Secretary for Ireland.

Lord Chancellor's Secretary's Office, Four Courts,
Dublin, 8 March 1875.

Sir,

IN reply to your letter of the 4th instant, enclosing a copy of an Order of the House of Commons, dated 23rd February, and signifying his Grace's desire that I should furnish you with the returns thereby required, I have the honour to transmit herewith such of them as I have been able to procure, viz. :—

1. Order of Court of Chancery, dated 5th May 1871, the non-compliance with which, on the part of the defendant (*John M'Crea*), led to the writ of attachment.

2. A certificate, dated 6th March 1875, that said writ has not been returned by the sheriff.

3. Order of the Lords Commissioners of the Great Seal (*Ireland*), dated 18th September 1874, for the release of *John M'Crea*.

You will observe that I have been unable to forward a copy of the correspondence which passed between the late Lord Chancellor (Lord *O'Hagan*) and his Lordship's secretary and others, for the reason that it has been the custom for the secretary of the outgoing Chancellor to remove the correspondence which took place during his tenure of office.

I have, &c.
(signed) *R. W. A. Holmes*.

T. H. Burke, Esq.,
Under Secretary, Dublin Castle.

PAPERS RELATING TO THE

ORDER of the COURT of CHANCERY.

IN CHANCERY.

LORD CHANCELLOR.

Friday, the 5th day of May 1871.

George Atkins - - - - - Plaintiff.
 John M'Crea - - - - - Defendant.

WHEREAS counsel for the plaintiff this day moved the Court pursuant to the notice of motion, dated the 26th day of April 1871; whereupon and on reading the said notice of motion served through the proper office, or the solicitors for the defendant, the affidavits of George Atkins and James Wallace filed respectively the 25th day of April 1871, the affidavit of James Dalton filed the 26th day of April 1871, as also the affidavit of E. W. Lestrangle filed on the 7th day of February 1872, his Lordship doth order that the defendant do, within 10 days from the service on him of this order, bring in and lodge with the Clerk of Records and Writs, all deeds and other documents whatever in any way relating to that portion of the lands of Golemscale, containing 18 acres and 12 perches, marked number one, and number one on the map of said lands made by Robert Craig, surveyor, and referred to in the said affidavit of E. W. Lestrangle, filed on the 7th day of February 1871, to be retained until further order. And it is ordered that the said defendant do at the same time bring in and lodge a list of said deeds and documents, and file a full and sufficient affidavit stating whether he has or has had in his possession or power any and what deeds or documents relating to the said portion of said lands, other than or in addition to the deeds and documents so brought in, or about to be brought in, and lodged by the said defendant, and accounting for the same. And it is further ordered that the said defendant do, in, and by the said affidavit, set forth a full and true account of all and every the rents and profits issuing out of, or in respect of the said portion of said lands, and received by the said defendant, or by any person on his behalf, from the 18th day of June 1869, up to the date of filing said affidavit; and further stating and setting forth the nature and particulars of the defendant's title to the said portion of said lands, and how derived. And it is further ordered that a writ of injunction do issue forth in this cause to restrain the said defendant, John M'Crea, his servants, agents, and workmen, labourers, assistants, and under-tenants, from committing any waste or spoil, or deteriorating the soil, or otherwise injuriously interfering with the said portion of said lands of Golemscale included in the said map.

W. Peters Smith, A.R.

I certify the foregoing to be a true copy of the original of record in this office, pursuant to the 14 & 15 Vict. c. 99.

Dated 6 March 1875.

George Cree,
A.C.R.W.

CERTIFICATE.

IN CHANCERY.

LORD CHANCELLOR.

George Atkins - - - - - Plaintiff.
 John M'Crea - - - - - Defendant.

I CERTIFY that as appears by the writ bespeak book in this office, a writ of attachment, tenable the 4th July 1871, was issued in this cause against John M'Crea, directed to the sheriff of the county of Tyrone; day of return, 1 August 1871; solicitor who issued writ, William Wilson.

After due search made I find that the above writ has not been returned to this office.

Dated 6 March 1875.

George Cree,
A.C.R.W.

ORDER of the LORDS COMMISSIONERS of the GREAT SEAL (IRELAND).

The 18th day of September 1874.

ON reading the Memorial of John M'Crea, at present a prisoner for contempt of the High Court of Chancery, in Omagh Gaol, it is ordered by the Lords Commissioners for the Custody of the Great Seal of Ireland, pursuant to the Statute 5 & 6 Will. 4, c. 16, that John M'Crea, a prisoner in Omagh Gaol, under attachment for contempt, be discharged from custody for said contempt.

(signed) Joseph Napier, c.s.
 James A. Lawson, c.s.
 W. D. Ferguson,
 Registrar.

5 March 1875.

Lord *O'Hagan* to the Under Secretary for Ireland.

34, Rutland-square, West,
12 April 1875.

Sir,

I AM directed by Lord *O'Hagan* to acknowledge the receipt of your letter, enclosing an Order of the House of Commons in relation to the case of John M'Crea, and to inform you that his Lordship is not aware of having corresponded at any time or on any subject with either of the solicitors to whom it refers, and that he is unable to furnish you with copies of any official correspondence, if any such there was, between them, or either of them, and his Lordship's late secretary, who is now resident at the Cape of Good Hope.

T. H. Burke, Esq.,
Under Secretary for Ireland,
&c. &c. &c.

I have, &c.
(signed) *E. Kearney*.

JOHN M'CREA.

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Ireland, leading to WRIT of ATTACHMENT in the
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Prison for a Term of Three Years on said Writ;
and, of the ORDER of the LORDS COMMISSIONERS
of the GREAT SEAL (*Ireland*) for the RELEASE
of the said *John M'Crea*, &c.

(*Mr. O'Connor Power*).

Ordered, by The House of Commons, to be Printed,
20 April 1875.

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Under 1 oz.